

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYREE DAVIS,

Plaintiff,

v.


SUPERINTENDENT, SCI  
HUNTINGDON, et al.,

Defendants.

3:12-CV-01935  
(JUDGE MARIANI)

**FILED  
SCRANTON**

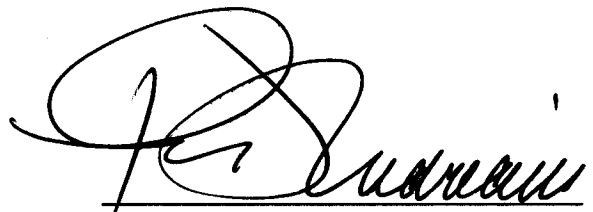
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PER  **DEPUTY CLERK**

**ORDER**

**AND NOW, THIS 23RD DAY OF DECEMBER, 2013**, upon review of Magistrate Judge Carlson's Report and Recommendation (Doc. 18) for clear error and manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation (Doc. 18) is **ADOPTED**, for the reasons set forth therein.
2. Plaintiff's Amended Complaint (Doc. 5) is **DISMISSED WITH PREJUDICE**.
3. The Court notes a dispute concerning filing fees, as raised in Plaintiff's Letter of November 5, 2013. (Doc. 19.) The issues raised in Plaintiff's November 5 Letter are **REMANDED** to Magistrate Judge Carlson for resolution consistent with this Order.
4. The Clerk of Court is **DIRECTED** to close the case.

A handwritten signature in black ink, appearing to read "R. D. Mariani", written over a horizontal line.

Robert D. Mariani  
United States District Judge